

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Nancy C. Frye  
Serial No.: 10/790,923  
Filing Date: March 1, 2004  
Confirmation No.: 1435  
Group Art Unit: 3728  
Examiner: Marie D. Patterson  
Title: SHOE AND LAST

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF

In response to the Notice of Non-Compliant Appeal Brief issued August 21, 2008, Applicant respectfully resubmits herewith their supplemental brief on appeal.